

Amendments to the Claims:

The listing of claims will replace all prior versions, and listings of claims in the application:

Listing of Claims:

Claim 1. (currently amended) An optical disk comprising:

- a substrate;
- a first protective layer formed on the substrate;
- a recording layer formed on the first protective layer;
- a second protective layer made of a material including sulfur and formed on the recording layer;
- a diffusion protective layer formed on the second protective layer and made of a material including at least one material among nitride, oxide and carbide; and
- a reflective layer formed on the diffusion protective ~~second protective layer~~ and made of a material including Ag or an alloy of Ag,

wherein the recording layer includes a composition expressed as $(\text{Sb}_x\text{Te}_{1-x})_a\text{Ge}_b\text{In}_c$ in which atomic ratios are $0.77 \leq x \leq 0.84$, $0.85 \leq a \leq 0.95$, $0.01 \leq b \leq 0.10$ and $0.01 \leq c \leq 0.10$ where $a+b+c=1$.

Claim 2. (original) The optical disk according to claim 1, wherein the atomic ratios "b" of Ge and "c" of In have a difference $-0.05 \leq b-c \leq 0.05$.

Claim 3. (original) The optical disk according to claim 1, wherein the recording layer includes at least one element selected from the group consisting of Ag, Si, Al, Ti, Bi and Ga, the selected element having 3 atom % or less in the recording layer.

Claim 4. (cancelled)

Claim 5. (original) The optical disk according to claim 1, wherein the substrate has a spiral groove or concentric grooves with a depth d_g of $20 \text{ nm} \leq d_g \leq 30 \text{ nm}$.